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APR 13 2004

OFFICIAL

April 13, 2004

VIA FACSIMILE

To: Examiner Carolyn Smith Facsimile No.: (703) 872-9306
 Group Art Unit No. 1631
 U.S.P.T.O.

From: Phillip E. Miller Facsimile No.: (703) 761-2375

Re: Enclosed Amendment, Submission of Replacement Drawing Sheets and Excess Claim
 Fee Payment Letter
 U.S. Patent Application Serial No. 09/870,009
 Our Ref: YOR.418

Dear Examiner Smith:

Please find enclosed an Amendment and Submission of Replacement Drawing Sheets which are responsive to the Office Action dated January 13, 2004, which should place the above-referenced case in condition for allowance. An Excess Claim Fee Payment Letter is also enclosed for two excess claims.

Thank you in advance for your consideration on this case.

Very truly yours,



Phillip E. Miller

PEM/tm
 Enclosure

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Kashima et al.

Serial No.: 09/870,009 Group Art Unit: 1631

Filed: May 30, 2001 Examiner: Carolyn L. Smith

For: NUCLEOTIDE SEQUENCE FOR IDENTIFYING A SOURCE OF GENETIC INFORMATION, AND DNA AND CELL INCLUDING THE SAME

Honorable Commissioner of Patents
Alexandria, VA 22313-1450**EXCESS CLAIM FEE PAYMENT LETTER**

Sir:

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.

	<u>After Amendment</u>	<u>Prev. Paid for</u>	<u>Extra Claims Present</u>	<u>Rate</u>	<u>Fee Due</u>
Total claims	22	20	20	18.00	\$36.00
Indep. claims	5	5	0	84.00	\$0.00
Total Additional Fee for this Amendment					\$36.00

The Commissioner is hereby authorized to charge the amount of \$36.00 to Assignee's Deposit Account No. 50-0510 to cover the cost of the Excess Claim Fee.

The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Assignee's Deposit Account No. 50-0510.

Respectfully Submitted,

Phillip E. Miller
Reg. No. 46,060

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In re Application of

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Serial No.: 09/870,009 Group Art Unit: 1631

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Filed: May 30, 2001 Examiner: Carolyn L. Smith

For: NUCLEOTIDE SEQUENCE FOR IDENTIFYING A SOURCE OF GENETIC
INFORMATION, AND DNA AND CELL INCLUDING THE SAMEHonorable Commissioner of Patents
Alexandria, VA 22313-1450AMENDMENT UNDER 37 C.F.R. §1.111

Sir:

In response to the Office Action dated January 13, 2004, please amend the above-
identified application as follows: